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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/606,422	06/29/2000	Jay S. Walker	99-037	7990

22927 7590 05/25/2006

WALKER DIGITAL  
2 HIGH RIDGE PARK  
STAMFORD, CT 06905

EXAMINER

HUTTON JR, WILLIAM D

ART UNIT	PAPER NUMBER
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2176

DATE MAILED: 05/25/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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STAMFORD CT 06905

In re Application of:	:	
WALKER, Jay, S., et al.	:	DECISION ON PETITION UNDER
Application No.: 09/606,422	:	37 CFR 1.137(b)
Filed: June 29, 2000	:	
Atty's Docket No.: 99-037	:	
Title: METHOD AND SYSTEM FOR	:	
PROVIDING A LINK IN AN	:	
ELECTRONIC FILE BEING	:	
PRESENTED TO A USER	:	

This is a decision on the petition under 37 CFR 1.137(b) filed February 06, 2006 seeking to revive the above-entitled application for purposes of continuity.

The petition is **GRANTED**.

This application became abandoned for failure to timely file a proper reply to the final Office action mailed November 23, 2004. On April 27, 2005, applicants filed a Notice Of Appeal with respect to the Office action, accompanied by the fee for a two-month extension of time under 37 CFR 1.136(a). However, applicants did not file a timely appeal brief, and no further extensions of time were obtained under 37 CFR 1.136(a). Accordingly, the date of abandonment is June 27, 2005, two months after the filing of the Notice Of Appeal.

The present petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that it includes: (1) the reply in the form of the previously filed continuation application (U.S. application number 11/267,873); (2) the petition fee; and (3) the required statement of unintentional delay. Accordingly, the reply to the final Office action (in the form of the continuation application) is accepted as having been unintentionally delayed.

U.S. application 09/606,422 is being revived for purposes of continuity only and since continuity has been established by this decision reviving the application, the application is again abandoned in favor of the continuing application (U.S. application number 11/267,873).

The present petition for revival was accompanied by payment of a \$1,080 extension fee seeking to extend the due date for the Appeal Brief for five months. However, an extension of time under 37 CFR 1.136(a) must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S, 8 USPQ2d 1630, 1631 (Comm'r Pats 1988). Since the \$1,080 extension of time fee submitted with the present petition on February 06, 2006 was filed after the maximum extendable period for reply, this fee is unnecessary and will be credited to petitioner's deposit account.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3296.

A handwritten signature in black ink, appearing to read 'R M Ross', with a stylized flourish at the end.

Richard M. Ross  
Attorney Advisor